

## Name and address:

Terry W. Bird - SBN 49038  
 Bird, Marella, Boxer, Wolpert, Nessim, Drooks &  
 Lincenberg, P.C.  
 1875 Century Park East, 23rd Floor  
 Los Angeles, CA 90067

UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA

NATIONAL CREDIT UNION ADMINISTRATION  
 BOARD, et al.,

Plaintiff(s)

GOLDMAN, SACHS & CO., et al.,

Defendant(s).

CASE NUMBER

11-cv-6521 GW (JEMx)

APPLICATION OF NON-RESIDENT ATTORNEY  
 TO APPEAR IN A SPECIFIC CASE  
 PRO HAC VICE

**INSTRUCTIONS FOR APPLICANTS**

- (1) Complete Section I of this Application, sign the certification in Section II, and have your designated Local Counsel sign in Section III; note that electronic signatures are not accepted. Space to supplement your responses is provided in Section IV. Attach a Certificate of Good Standing (issued within the last 30 days) from every state bar to which you are admitted. Scan the completed and signed Application, with attachment(s), to a single Portable Document Format (PDF) file.
- (2) Have your Local Counsel e-file your Application, using the Court's CM/ECF System, and submit a Proposed Order (using Form G-64 ORDER, available from the Court's website).
- (3) Submit payment in the amount of \$325 for each case in which you file an Application. Payment may be submitted at the time of e-filing through Pay.gov, or by delivering payment to the Clerk's Office (Attn: Fiscal) with a copy of the e-filed Application. If your payment is not received within 5 days of the filing of your Application, your Application may be rejected. You will not be allowed to participate as an attorney of record in this case until your payment is received.

**SECTION I - INFORMATION**

Goldsmith, Andrew E.

Applicant's Name (Last Name, First Name &amp; Middle Initial)

Kellogg, Huber, Hansen, Todd, Evans, &amp; Figel, P.L.L.C.

Firm Name

1615 M Street N.W.

202-326-7945

202-367-7999

Suite 400

Telephone Number

Fax Number

Street Address

Washington, DC, 20036

agoldsmith@khhte.com

City, State, Zip Code

E-Mail Address

I have been retained to represent the following parties:

National Credit Union Administration

☒ Plaintiff ☐ Defendant ☐ Other:☐ Plaintiff ☐ Defendant ☐ Other:

Name(s) of Party(ies) Represented

List all courts to which you have been admitted and the current status of your membership:

<u>Name of Court</u>	<u>Date of Admission</u>	<u>Active Member in Good Standing? (if not, please explain)</u>
New York-Appellate Division	4/9/2005	Active and in Good Standing
District of Columbia	4/4/2012	Active and in Good Standing
US Court of Appeals for the DC Circuit	11/15/2011	Active and in Good Standing
US Court of Appeals for the 4th Circuit	8/3/2012	Active and in Good Standing

List all cases in which you have applied to this Court for *pro hac vice* status in the previous three years:

<u>Case Number</u>	<u>Title of Action</u>	<u>Date of Application</u>	<u>Granted / Denied?</u>

If any *pro hac vice* applications submitted within the past three (3) years have been denied by the Court, please explain:

Have you previously registered as a CM/ECF user in the Central District of California ?

☐ Yes ☒ No

If yes, was your CM/ECF User account associated with the e-mail address provided above?

☐ Yes ☐ No

Previous E-Mail Used (if applicable)

*You must be registered for the Court's Case Management/Electronic Case Filing ("CM/ECF") System to be admitted to practice pro hac vice in this Court. Submission of this Application will constitute your registration (or re-registration) as a CM/ECF User. If the Court signs an Order granting your Application, you will either be issued a new CM/ECF login and password, or the existing account you identified above will be associated with your case. Pursuant to Local Rule 5-3.2.2, registering as a CM/ECF User is deemed consent, for purposes of Fed. R. Civ. P. 5(b)(2)(E), to electronic service of documents through the CM/ECF System. You have the right to withhold or revoke your consent to electronic service at any time; simply complete and return a Central District Electronic Service Exemption Form (Form G-05, available from the Court's website). If the Court receives an Electronic Service Exemption Form from you, you will no longer receive notice by e-mail when Court orders or other documents are filed in cases in which you are counsel of record; instead, copies of such documents will be sent to you through the mail.*

## SECTION II - CERTIFICATION

I declare under penalty of perjury that:

- (1) All of the above information is true and correct.
- (2) I am not a resident of the State of California. I am not regularly employed in, or engaged in substantial business, professional, or other activities in the State of California.
- (3) I am not currently suspended from and have never been disbarred from practice in any court.
- (4) I am familiar with the Court's Local Civil and Criminal Rules, the Federal Rules of Civil and Criminal Procedure, and the Federal Rules of Evidence.
- (5) I designate the attorney listed in Section III below, who is a member in good standing of the Bar of this Court and maintains an office in the Central District of California for the practice of law, as local counsel pursuant to Local Rule 83-2.1.3.4.

Dated December 2, 2015

Andrew E. Goldsmith

Applicant's Name (please type or print)

Applicant's Signature

SECTION III - DESIGNATION OF LOCAL COUNSEL

Bird, Terry W.

*Designee's Name (Last Name, First Name & Middle Initial)*

Bird, Marella, Boxer, Wolpert, Nessim, Drooks & Lincenberg, P.C.

*Firm Name*

1875 Century Park East

23rd Floor

*Street Address*

Los Angeles, CA 90067

*City, State, Zip Code*

310-201-2100

*Telephone Number*

*Fax Number*

twb@birdmarella.com

*E-Mail Address*

SBN 49038

*Designee's California State Bar Number*

I hereby consent to the foregoing designation as local counsel.

Dated 12.2.15

TERRY Bird

*Designee's Name (please type or print)*

Terry Bird

*Designee's Signature*

*dw*

SECTION IV - SUPPLEMENT ANSWERS HERE (ATTACH ADDITIONAL PAGES IF NECESSARY)

Appellate Division of the Supreme Court  
of the State of New York  
First Judicial Department

---

I, Susanna Rojas, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

**ANDREW EDWARD GOLDSMITH**

was duly licensed and admitted to practice as an Attorney and Counsellor at Law in all the courts of the State of New York on April 4, 2005, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

In Witness Whereof, I have hereunto set my  
hand and affixed the seal of this court on

December 1, 2015



---

Clerk of the Court



District of Columbia Court of Appeals  
Committee on Admissions  
430 F Street, N.W. — Room 123  
Washington, D. C. 20001  
202 / 879-2710

*I, JULIO A. CASTILLO, Clerk of the District of Columbia Court of Appeals, do hereby certify that*

**ANDREW EDWARD GOLDSMITH**

*was on **APRIL 9, 2012** duly qualified and admitted as an attorney and counselor entitled to practice before this Court and is, on the date indicated below, an active member in good standing of this Bar.*

*In Testimony Whereof, I have hereunto subscribed my name and affixed the seal of this Court at the City of Washington, D.C., on **DECEMBER 2, 2015**.*

JULIO A. CASTILLO  
Clerk of the Court

By:

  
Deputy Clerk